

RICK A. YARNALL  
CHAPTER 13 BANKRUPTCY TRUSTEE  
701 Bridger Ave  
Suite 820  
Las Vegas, NV 89101  
(702) 853-4500

E-FILED

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

IN RE:  
ROBYN L BROOKS

CASE NO: BKS-18-14061-MKN

CHAPTER 13

Hearing Date: 10/4/2018

Hearing Time: 1:30 PM

MARTIN LAW P.C.  
Attorney for the Debtor

**TRUSTEE'S OBJECTION TO CONFIRMATION OF PLAN**

Chapter 13 Bankruptcy Trustee, RICK A YARNALL, TRUSTEE, hereby objects to confirmation of the Chapter 13 Plan. The Debtor filed for Chapter 13 relief on 7/11/2018. The 341(a) Meeting of Creditors held on 8/28/2018 at 10:00 a.m. was continued. The Trustee objects to confirmation of the plan for the following reason:

- Debtor failed to commence making timely payments under § 1326.

In order to complete his investigation into the Debtor's financial affairs, Trustee requires the following documentation:

- Verification of all sources of income received each month through confirmation of the plan;
- Bank Statements: WF #8019 / #7343: June 28th thru July 11th; WF #0764: July 11th
- Other: Provide documentation as to source of large deposits and use of funds:

WF #8019: 1/5 \$164; 1/16 \$1560 + \$440; 1/25 \$1031.48; 2/7 \$420; 2/12 \$240; 3/19 \$260; 3/23 \$200; 3/29 \$380; 3/30 \$503.72; 4/6 \$540; 5/14 \$960; 5/15 \$1058.96;

WF #0764: 6/8 \$673; 7/2 \$248;

Trustee asks that this Court allow him to supplement this opposition after all required documents have been provided to the Trustee.

Trustee requests that the following amendments are made:

- 1 • The Statement of Financial Affairs #27: include self-employment;

2 These objections increase the Debtor's disposable income. Debtor's plan does not provide for all of Debtor's  
3 disposable income, therefore Trustee requests that confirmation of the plan be denied.

4 Trustee further opposes confirmation for the following reasons:

- 5 • Plan requires the Debtor to value property. Trustee asks that this Court withhold from confirming the instant plan  
6 until an order valuing the property has been entered;

- 7 • Plan is not feasible;

- 8 • Plan does not provide for all secured and priority claims filed;

9 Trustee reserves the right to make further objections to confirmation and requests for documentation until the above  
10 mentioned documents have been received, amendments have been made, and the plan is ultimately confirmed or  
11 dismissed. In the event that the Debtor(s) fail to timely resolve Trustee's objection to confirmation, Trustee requests that  
12 confirmation be denied.

13 Therefore, the Trustee objects to confirmation for the foregoing reasons and recommends that confirmation be denied.

14 DATED this 30th day of August, 2018.

15  
16 /s/ Rick A. Yarnall

17 RICK A. YARNALL

18 Chapter 13 Bankruptcy Trustee

19 701 Bridger Ave, Suite 820

20 Las Vegas, Nevada 89101

21  
22 **CERTIFICATE OF SERVICE**

23 I hereby certify that I am an employee of RICK A. YARNALL, Chapter 13 Bankruptcy Trustee; that I am over the  
24 age of 18 years; and that on the 28th day of August, 2018, I provided a copy of the Trustee's Opposition to  
Confirmation of Plan Combined With a Certificate of Service to each of the following by:

1 [ x ] a. **ECF System:**  
2 JON L. MARTIN jonm@halfpricelawyers.com, rebecca@halfpricelawyers.com;  
3 bk@halfpricelawyers.com; r49080@notify.bestcase.com

4 [ x ] b. **United States mail, postage fully prepaid:**

5 ROBYN L BROOKS  
6 2524 BOTTLE PALM COURT  
7 LAS VEGAS, NV 89106

8 /s/ Cindy Coons  
9 Cindy Coons, an Employee of  
10 RICK A. YARNALL  
11 Chapter 13 Bankruptcy Trustee  
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